

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

<b>IN THE MATTER OF QWEST</b>	)	<b>CASE NO. QWE-T-21-13</b>
<b>CORPORATION'S PETITION FOR</b>	)	
<b>ELIMINATION OF PERFORMANCE</b>	)	<b>NOTICE OF PETITION</b>
<b>ASSURANCE PLAN AND PERFORMANCE</b>	)	
<b>INDICATOR DEFINITIONS</b>	)	<b>NOTICE OF</b>
	)	<b>MODIFIED PROCEDURE</b>
	)	
	)	<b>ORDER NO. 35310</b>

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On December 1, 2021, Qwest Corporation d/b/a Century Link QC ("Company") petitioned the Commission to issue an order eliminating the Performance Indicator Definitions ("PIDs") and Performance Assurance Plan ("PAP") portions of its interconnection agreements ("ICAs") with each Idaho competitive local exchange carrier ("CLEC").

On December 17, 2021, the Commission received additional documents in support of the Company's Petition.

The Commission now issues this Notice of Petition and Notice of Modified Procedure setting public comment and Company reply deadlines.

**NOTICE OF PETITION**

YOU ARE HEREBY NOTIFIED that the Company was, pursuant to the federal Telecommunications Act of 1996, required, as an incumbent local exchange carrier ("ILEC"), to enter into interconnection agreements with other providers of telecommunications services who requested access to its network, facilities, or services. Petition at 2 (citing 47 U.S.C. §§ 251-252). The processes and procedures outlined by 47 U.S.C. § 271 ("section 271 requirements") also allowed the Company to enter in-region interLATA services markets, markets from which it had previously been precluded. *Id.*

YOU ARE FURTHER NOTIFIED that, to obtain approval from the Federal Communications Commission ("FCC") to enter such markets, the Company was required pursuant to the section 271 requirements, to submit to third-party testing of its systems and processes and develop performance measurements (PIDs) and put in place a Performance Assurance Plan (PAP).

YOU ARE FURTHER NOTIFIED that the Company represents that, by 2020, many of the elements of the PIDs and PAP process became unnecessary due to the rise of cable and

wireless service and, furthermore, were eliminated by the FCC and this Commission. *See Id.* at 3-4.

YOU ARE FURTHER NOTIFIED that the Company represents that it followed the procedures for eliminating PAP and that “CLECs are no longer interested in ordering or seeking repair of the remaining PAP services, nor are they expressing interest in the PAP performance metrics.” *Id.* at 5.

YOU ARE FURTHER NOTIFIED that the Petition is available for public inspection during regular business hours at the Commission’s office. These documents are also available on the Commission’s website at [www.puc.idaho.gov](http://www.puc.idaho.gov). Click on the “TELECOM” icon, select “Open Cases,” and then locate and click on the case number as shown on the front of this document.

YOU ARE FURTHER NOTIFIED that all proceedings in this case will be held pursuant to the Commission’s jurisdiction under Titles 61 and 62 of the Idaho Code.

YOU ARE FURTHER NOTIFIED that all proceedings in this case will be conducted pursuant to the Commission’s Rules of Procedure, IDAPA 31.01.01.000 *et seq.*

#### **NOTICE OF MODIFIED PROCEDURE**

YOU ARE FURTHER NOTIFIED that the Commission has determined that the public interest may not require a formal hearing in this matter and will proceed under Modified Procedure pursuant to the Commission’s Rules of Procedure, IDAPA 31.01.01.201 through .204. The Commission notes that Modified Procedure and written comments have proven to be an effective means for obtaining public input and participation.

YOU ARE FURTHER NOTIFIED that those desiring to state a position in this case may file written comments. Those who would like a hearing must specifically request a hearing in their written comments. Interested persons must file written comments **within 21 days of the service date of this Order**. Comments must be filed through the Commission’s website or by e-mail unless computer access is unavailable. To comment electronically, please access the Commission’s website at [www.puc.idaho.gov](http://www.puc.idaho.gov). Click the “Case Comment Form” tab and complete the form using the case number as it appears on the front of this document. To file by e-mail, the customer must e-mail the comments to the Commission Secretary and the Company at the e-mail addresses listed below. If computer access is unavailable, then comments may be mailed to the Commission and Company at these addresses:

**For the Idaho PUC:**

Commission Secretary  
Idaho Public Utilities Commission  
P.O. Box 83720  
Boise, ID 83720-0074  
[secretary@puc.idaho.gov](mailto:secretary@puc.idaho.gov)

Street Address for Express Mail:

11331 W. Chinden Blvd.  
Building 8, Suite 201-A  
Boise, ID 83714

**For the Company:**

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**YOU ARE FURTHER NOTIFIED** that the Company must file any reply comments **within 28 days of the service date of this Order.**


**YOU ARE FURTHER NOTIFIED** that if no written comments or protests are received within the time limit set, the Commission will consider this matter on its merits and enter its Order without a formal hearing. If written comments are received within the time limit set, the Commission will consider them and, in its discretion, may set the same for formal hearing.

**ORDER**

IT IS HEREBY ORDERED that this case be processed under Modified Procedure, Rules 201-204, IDAPA 31.01.01.201-.204. Those interested in filing written comments must do so within 21 days of the service date of this Order. The Company must file any reply comments within 28 days of the service date of this Order.

IT IS FURTHER ORDERED that parties should continue to comply with Order No. 35058, issued June 3, 2021. All pleadings should be filed with the Commission electronically and shall be deemed timely filed when received by the Commission Secretary. *See* Rule 14.02. Service between parties should also be accomplished electronically. Voluminous discovery-related documents may be filed and served on CD-ROM or a USB flash drive.

DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 4<sup>th</sup> day of February 2022.



ERIC ANDERSON, PRESIDENT

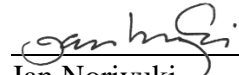


JOHN CHATBURN, COMMISSIONER



JOHN R. HAMMOND, JR., COMMISSIONER

ATTEST:



Jan Noriyuki  
Commission Secretary

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